



Patent US 200C3  
Attorney Docket: 032,290-008  
[formerly 1000-7]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**FULTON III et al.**

**Serial No.: 09/996,878**

Filed: November 30, 2001

For: **BIOPSY LOCALIZATION  
METHOD AND DEVICE**

Group Art Unit: 3736

Examiner: Brian S. Szmal

**TRANSMITTAL LETTER**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed June 4, 2004, in the above patent application, the following documents are enclosed:

1. Amendment and Response under 37 C.F.R. §1.116; and
2. Receipt verification postcard.

**RECEIVED**

**SEP 15 2004**

**TECHNOLOGY CENTER R3700**

**CERTIFICATE OF MAILING (37 C.F.R. §1.8a)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

September 7, 2004  
Date of Deposit

*Cynthia B. Pacheco*  
Cynthia B. Pacheco

3. Fees for claims:

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

Claims	No. Previously Paid For		Claims Remaining		No. to be Paid For		Large Entity Fee	Additional Fee Due
Total	25	-	25	=	0	x	\$18.00	\$0.00
Independent	3	-	1	=	0	x	\$86.00	\$0.00
Multiple Dependent	0	(if applicable) <input type="checkbox"/>					\$290.00	\$0.00
TOTAL OF ABOVE CALCULATIONS								\$0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. <input type="checkbox"/>								\$0.00
TOTAL FEES FOR CLAIMS SUBMITTED HERewith								\$0.00

4. Applicant is other than a small entity. If an extension of time is required, please consider this a petition therefor. The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: September 7, 2004

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**AMENDMENT AND RESPONSE UNDER 37 CFR §1.116**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed June 4, 2004, please amend the above-referenced application as follows.

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** begin on page 7 of this paper.

**Remarks** begin on page 14 of this paper.

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IR1:1057715.2